

MUSICK, PEELER & GARRETT LLP

ATTORNEYS AT LAW
ONE WILSHIRE BOULEVARD, SUITE 2000
LOS ANGELES, CALIFORNIA 90017-3383
TELEPHONE (213) 629-7600
FACSIMILE (213) 624-1376

Dan Woods (State Bar No. 78638)
d.woods@mpglaw.com
Adam M. Weg (State Bar No. 269320)
a.weg@mpglaw.com

Attorneys for J.G. BOSWELL COMPANY

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

TRADELINE ENTERPRISES PVT.
LTD.,

Plaintiff,

vs.

JESS SMITH & SONS COTTON,
LLC; and J.G. BOSWELL COMPANY,

Defendant.

CASE No. 2:15-CV-8048-JAK
(RAOx)

JOINT STATUS REPORT

1 Plaintiff Tradeline Enterprises Pvt. Ltd. ("Tradeline"), Defendant Jess Smith
2 & Sons Cotton, LLC ("Jess Smith"), and Defendant J. G. Boswell Company
3 ("Boswell") respectfully submit this Joint Status Report pursuant to the Court's
4 Order dated October 1, 2019 (Dkt. 121).

5 The parties engaged in a meaningful meet-and-confer process via telephone
6 conferences on October 2, 4, 8, and 11, and via email exchanges on October 1, 2, 8,
7 10, and 11. During the meet-and-confer, counsel for Tradeline stated that the
8 funding agreements require notice to the funder before they and the documents
9 listed on the privilege log are disclosed. Counsel for Tradeline notified the funder
10 of the potential disclosure on October 8, and gave the funder until October 21 to
11 object to the disclosure. As a result, the parties are waiting until October 22 to
12 determine whether to proceed with any of the proposed measures below.

13 As a result of the meet-and-confer process, and assuming that the funder does
14 not object to production of the funding agreements, counsel for Tradeline has
15 proposed the following:

16 1. Tradeline will produce the documents on its privilege log, which include
17 the funding agreements, for inspection, but not copying or photographing, at its
18 counsel's office, with an agreed-upon stipulation that doing so does not waive any
19 claim of privilege or protection;

20 2. After or during the inspection, Jess Smith and Boswell will identify in
21 good faith which documents that they believe are discoverable on the issues raised
22 by their motion to amend the judgment;

23 3. If Defendants do not identify any other documents, Tradeline will produce
24 the funding agreement, the supplement to the funding agreement, and the
25 reimbursement agreement with its funder. Defendants will then withdraw their
26 opposition to the motion to withdraw by Tradeline's counsel;

27 4. If Defendants identify documents that they believe in good faith are
28 discoverable on the issues raised by their motion to amend the judgment, Tradeline

1 will consider in good faith whether to produce them. If Tradeline agrees to produce
2 all of them, Tradeline will also produce the three agreements listed in no. 3 above
3 and Defendants will withdraw their opposition to the motion to withdraw by
4 Tradeline's counsel;

5 5. If Defendants identify documents that they believe are discoverable on the
6 issues raised by their motion to amend the judgment and Tradeline does not agree to
7 produce all of them, the parties will submit the disputed documents either to this
8 Court or to Magistrate Judge Oliver, at this Court's direction, for an in camera
9 review with a yet to be agreed-upon stipulation about the nature and scope of the
10 review. The parties will enter into an agreed-upon stipulation that doing so does not
11 waive any claim of privilege or protection. After this Court rules on the documents
12 itself or either affirms or reverses any ruling by Magistrate Judge Oliver, Tradeline
13 will produce the three agreements listed in no. 3 above and whatever documents it is
14 ordered to produce. Defendants will then withdraw their opposition to the motion to
15 withdraw by Tradeline's counsel; and

16 6. Counsel for Tradeline agrees to retain all documents listed on its privilege
17 log and those pertaining to this case, including without limitation all documents
18 pertaining to or mentioning the funder, until written notification from counsel for
19 Defendants that the case is over.

20 The parties expect to continue to make progress on these issues, but they need
21 to wait until October 21 to see if the funder objects to any disclosures, and then they
22 will determine how to proceed with the proposed measures above. The parties will
23 file another joint status report with the Court on these issues on or before November
24 5, 2019.

1 Dated: October 15, 2019

Respectfully submitted,

2 **QUINN EMANUEL URQUHART**
3 **& SULLIVAN, LLP**

4
5 By: /s/ Dominic Surprenant

6 Dominic Surprenant, SBN 165861
7 Paul Slattery, SBN 285291

8 865 South Figueroa Street, 10th Floor
9 Los Angeles, California 90017-2543
10 Tel: (213) 443-3000

11 *Attorneys for Tradeline Enterprises Pvt.*
12 *Ltd.*

13 Dated: October 15, 2019

14 **MUSICK, PEELER &**
15 **GARRETT LLP**

16 By: /s/ Dan Woods

17 Dan Woods, SBN 78638
18 Adam M. Weg, SBN 269320
19 624 S. Grand Ave., Suite 2000
20 Los Angeles, CA 90017
21 Phone: (213) 629-7600
22 *Attorneys for J. G. Boswell Company*

23 Dated: October 15, 2019

24 **STOEL RIVES LLP**

25 By: /s/ Edward C. Duckers

26 Edward C. Duckers, SBN 242113
27 Three Embarcadero Center, Suite 1120
28 San Francisco, CA 94111
Telephone: (415) 617-8900
Attorneys for Jess Smith & Sons Cotton,
LLC

PROOF OF SERVICE**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is One Wilshire Boulevard, Suite 2000, Los Angeles, CA 90017-3383.

On October 15, 2019, I served true copies of the following document(s) described as **JOINT STATUS REPORT** on the interested parties in this action as follows:

SERVICE LIST

Dominic Surprenant, SBN 165861
 Michael L. Fazio, SBN 228601
 Paul Slattery, SBN 285291
 QUINN EMANUEL URQUHART
 & SULLIVAN, LLP
 865 South Figueroa Street, 10th Floor
 Los Angeles, California 90017-2543
 Tel: (213) 443-3000
 Fax: (213) 443-3100
ds@quinnemanuel.com
michaelfazio@quinnemanuel.com
paulslattery@quinnemanuel.com

Attorneys for Plaintiff
 TRADELINE ENTERPRISES PVT, LTD.

Edward C. Duckers, SBN 242113
 Michael B. Brown, SBN 179222
 Jonathan A. Miles, (SBN 268034
 STOEL RIVES LLP
 Three Embarcadero Center, Suite 1120
 San Francisco, CA 94111
 Tel: (415) 617-8900
 Fax: (415) 617-8907
ed.duckers@stoel.com
michael.brown@stoel.com
jonathan.miles@stoel.com

Attorneys for Defendant
 JESS SMITH & SONS COTTON, LLC

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on October 15, 2015, at Los Angeles, California.

/s/ Mark Clark

Mark Clark